

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

ZACHARY VERGARA, individually and on  
behalf of a class of similarly situated  
individuals,

Plaintiff,

v.

NINTENDO OF AMERICA INC., a  
Washington corporation,

Defendant.

No. 1:19-cv-06374

Honorable Gary S. Feinerman

Magistrate Judge Jeffrey T. Gilbert

**[PROPOSED] ORDER GRANTING  
STIPULATION TO DISMISS WITHOUT PREJUDICE**

This matter comes before the Court on the Parties' Joint Status Report and Stipulation to Dismiss Without Prejudice. ECF No. 48 (Sept. 18, 2020). The Court, having thoroughly considered the Stipulation, ORDERS that this action is DISMISSED without prejudice.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
THE HONORABLE GARY S. FEINERMAN  
UNITED STATES DISTRICT JUDGE

Presented by:

Zachary Vergara

By: s/ Eugene Y. Turin (with permission)  
His Attorney

Eugene Y. Turin  
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**CERTIFICATE OF SERVICE**

On this date I caused a true and correct copy of the foregoing [Proposed] Order Granting Stipulation to Dismiss Without Prejudice to be served on each of the attorneys identified below, via the delivery methods indicated below:

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*Attorney for Zachary Vergara*

**X** Via the Clerk's eFiling Application  
\_\_\_ Via U.S. Mail, 1st Class  
\_\_\_ Via Overnight Delivery  
\_\_\_ Via Facsimile  
**X** Via Email  
\_\_\_ Other: \_\_\_\_\_

Dated: September 18, 2020

By: s/ Mallory Gitt Webster